

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

338B0766

HOUSE BILL NO. 1296

Introduced by: Representatives Broderick, Apa, Brown (Richard), and Duniphan and Senator Albers

1 FOR AN ACT ENTITLED, An Act to revise the prohibition on trains blocking streets, roads,
2 or highways and to increase the penalty for a violation thereof.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 49-16A-119 be amended to read as follows:

5 49-16A-119. A standing railroad engine or car may not occupy or block any street, road, or
6 highway grade crossing for more than twenty consecutive minutes, ~~if the path of any emergency~~
7 ~~vehicle making an emergency trip is blocked by the railroad engine or car,~~ unless it is disabled,
8 by accident or otherwise, and cannot be moved without striking any object or person on track.

9 A violation of this section by a railroad corporation is a ~~Class 2~~ Class 1 misdemeanor.